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BEFORE THE  
SURFACE TRANSPORTATION BOARD

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Finance Docket No. 35504

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UNION PACIFIC RAILROAD COMPANY—  
PETITION FOR DECLARATORY ORDER

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ENTERED  
Office of Proceedings  
JAN 25 2012  
Part of  
Public Record

**Opening Statement of**  
**TDY Industries, Inc. dba ATI Wah Chang**

Pursuant to the Board's decision in this proceeding served on December 12, 2011, TDY Industries, Inc. dba ATI Wah Chang ("ATI") hereby submits this Opening Statement.

Based in Albany, Oregon, ATI Wah Chang is a part of the Allegheny Technologies Incorporated group of specialty metal manufacturers and is one of the world's preeminent providers of strong, versatile, corrosion-resistant metals and a variety of zirconium-based chemical products. ATI produces a line of metal products that include Zirconium, hafnium, niobium, tantalum, titanium, and vanadium in a variety of mill product forms such as ingots, slabs, wires and foils. ATI's Aerospace Machine Shop produces custom shapes for aerospace and other applications and ATI's casting facility produces everything from pump casings for processing applications to near net shape components for armor and other uses.

Virtually all of ATI's dealings with the rail transportation of TIH and other hazardous materials consist of inbound FOB destination shipments of raw materials such as chlorine and titanium tetrachloride to ATI facilities for use in the production of metal products, none of which are themselves TIH or otherwise hazardous. Should the

Board issue a ruling in this proceeding allowing UP to reasonably require, as a condition for UP providing common carrier service for TIH, that a TIH shipper accept responsibility for all liabilities not caused by UP's negligence, ATI is concerned that such a decision would impede the efficient delivery of essential raw materials to ATI facilities and disrupt the supply chain of ATI and other similarly situated manufacturers.

ATI is a member of The Chlorine Institute, and generally agrees with the Joint Opening Comments of The Chlorine Institute, American Chemistry Council, The Fertilizer Institute, and the National Industrial Transportation League.

Respectfully submitted,



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Dated: January 25, 2012

## **CERTIFICATE OF SERVICE**

I hereby certify that on January 25, 2012, I caused the foregoing Opening Statement of TDY Industries, Inc. dba ATI Wah Chang ("ATI") along with the Notice of Intent to Participate previously filed by ATI to be served via e-mail to the following addressees:

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